

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE DEPARTMENT OF LABOR AND INDUSTRY

In the Matter of the Proposed Rules of the
Department of Labor and Industry
Regarding Worker's Compensation
Treatment Parameters (Spinal Cord
Stimulation and Intrathecal Drug Delivery
Systems); Minn. R. 5221.6200, 6221.6205,
5221.6210, and 5221.6305

**AMENDED
ORDER ON REVIEW
OF ADDITIONAL NOTICE
PLAN AND DUAL NOTICE**

This matter came before Administrative Law Judge Ann C. O'Reilly upon the Minnesota Department of Labor and Industry's (Department's) request for a legal review under Minn. R. 1400.2060 and 1400.2080 of the Additional Notice Plan and Dual Notice of Intent to Adopt Rules in the above-captioned proceeding.

As part of its Additional Notice Plan, the Department plans to notify members of the Workers' Compensation Advisory Council, members of the Workers' Compensation Insurers Task Force, and various associations of health care providers, attorneys, adjusters and insurers who serve injured workers, among others.

Based upon a review of the written submissions by the Department,

IT IS HEREBY ORDERED THAT:

1. The Additional Notice Plan is **APPROVED**, contingent upon notice being provided to the following workers' compensation payors: The Minnesota Workers' Compensation Assigned Risk Plan, Traveler's Insurance, Berkley Assigned Risk Services, RTW, Inc., and SFM.
2. The Dual Notice is **APPROVED**.
3. In order to facilitate the review of any written comments under Minn. R. 1400.2230, **it is respectfully recommended** that the "Hearing Procedures" section of the Dual Notice be amended to state that: "All comments or responses received will be available for review at the Office of Administrative Hearings and will be posted on the Department's rule docket website," alongside a URL address for the appropriate website.

Dated: May 6, 2014

s/Ann C. O'Reilly

ANN C. O'REILLY
Administrative Law Judge